

AMENDATORY SECTION (Amending Order 99-14, filed 12/3/99, effective 1/3/00)

WAC 173-495-060 Procedures for issuing license. (1) Any person or organization desiring to obtain a license or restricted license shall apply to ecology on the form prescribed, listing name, business address, etc.

(2) Ecology may require additional information of the applicant to determine competency in the field of meteorology. The additional information must be requested of the applicant by certified mail, and must be submitted in writing.

(3) Before issuing any license, the applicant shall pay a fee ~~((of one hundred dollars to the state of Washington))~~ as outlined in chapter 173-455 WAC.

(4) The application shall be deemed received by ecology when received at the Headquarters Offices, Air Quality Program, Department of Ecology, P.O. Box 47600, Olympia, Washington,¹ 98504-7600.

[Statutory Authority: RCW 79.94.331, chapters 70.94 and 43.37 RCW. 00-01-009 (Order 99-14), § 173-495-060, filed 12/3/99, effective 1/3/00. Statutory Authority: RCW 70.94.331. 90-19-062 (Order 90-10), § 173-495-060, filed 9/17/90, effective 10/18/90; Order DE 77-29, § 173-495-060, filed 12/29/77. Formerly chapter 508-20 WAC.]

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1/3/00)

WAC 173-495-065 Period of license. (1) Licenses issued under chapter 43.37 RCW and these regulations are effective for a period of one year, and will terminate at the end of the calendar year of issuance.

(2) The licensee may request a renewal of the license no later than December 1st. Ecology shall review the license renewal request after receiving a renewal fee (~~(of one hundred dollars made payable to the state of Washington)~~) outlined in chapter 173-455 WAC.

(3) In the determination of whether or not to grant a license renewal, ecology shall consider information provided by the applicant on the facts and circumstances used to issue the original permit that were changed or altered. If ecology determines that the licensee no longer meets the requirements of competency in the field of meteorology, ecology may refuse to renew the license.

[Statutory Authority: RCW 79.94.331, chapters 70.94 and 43.37 RCW. 00-01-009 (Order 99-14), § 173-495-065, filed 12/3/99, effective 1/3/00. Statutory Authority: RCW 70.94.331. 90-19-062 (Order 90-10), § 173-495-065, filed 9/17/90, effective 10/18/90; Order DE 77-29, § 173-495-065, filed 12/29/77. Formerly chapter 508-20 WAC.]

AMENDATORY SECTION (Amending Order 99-14, filed 12/3/99, effective 1/3/00)

WAC 173-495-070 Permit requirements. (1) Each weather modification operation not specifically exempted by statute or these regulations requires a permit. A separate permit must be issued for each operation.

(2) A license holder desiring to conduct a weather modification operation shall submit an application for a permit to ecology.

(3) The permit applicant must hold a valid weather modification license from the state of Washington.

(4) The applicant shall publish a notice of intention at least once a week for three consecutive weeks in a newspaper that has general circulation within the county in which the operation is to be conducted or affected.

(5) The licensee shall file proof of publication of the notice of intention with ecology within fifteen days from the date of last publication of the notice.

(6) The notice of intention must contain at least the following:

- (a) The name and address of the licensee;
- (b) The nature and object of the intended operation and the person or organization on whose behalf it is to be conducted;
- (c) The area in which and the appropriate time during which the operation will be conducted;
- (d) The area intended to be affected by the operation; and
- (e) The materials and methods to be used in conducting the operation.

(7) The applicant shall furnish proof of financial responsibility, as described in WAC 173-495-120 of this chapter.

(8) The applicant shall pay a permit fee (~~(of one and one-half percent of the estimated cost of the operation. The estimated cost will be computed by ecology from available data))~~ outlined in chapter 173-455 WAC.

(9) Before issuing a permit, ecology shall state, in writing, that the weather modification and control activities proposed have been determined to be for the general welfare and public good.

(10) Ecology shall hold a public hearing before any weather modification permit is issued.

[Statutory Authority: RCW 79.94.331, chapters 70.94 and 43.37 RCW. 00-01-009 (Order 99-14), § 173-495-070, filed 12/3/99, effective 1/3/00. Statutory Authority: RCW 70.94.331. 90-19-062 (Order 90-10), § 173-495-070, filed 9/17/90, effective 10/18/90; Order DE 77-29, § 173-495-070, filed 12/29/77. Formerly chapter 508-20 WAC.]